

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

VIACOM INTERNATIONAL, INC., COMEDY )  
PARTNERS, COUNTRY MUSIC TELEVISION,) )  
INC., PARAMOUNT PICTURES )  
CORPORATION, AND BLACK )  
ENTERTAINMENT TELEVISION, LLC, )  
 )  
Plaintiffs, ) No. 07-CV-2203  
 )  
vs. )  
 )  
YOUTUBE, INC., YOUTUBE, LLC, AND )  
GOOGLE, INC., )  
 )  
Defendants. )  
 )  
\_\_\_\_\_) )  
THE FOOTBALL ASSOCIATION PREMIER )  
LEAGUE LIMITED, BOURNE CO., et al.,) )  
on behalf of themselves and all )  
others similarly situated, )  
 )  
Plaintiffs, ) No. 07-CV-3582  
 )  
vs. )  
 )  
YOUTUBE, INC., YOUTUBE, LLC, AND )  
GOOGLE, INC., )  
 )  
Defendants. )  
\_\_\_\_\_) )

C O N F I D E N T I A L  
VIDEOTAPED DEPOSITION OF ANDREW LIN  
THURSDAY, JULY 2, 2009, 10:02 A.M.  
LOS ANGELES, CALIFORNIA

Job No. 17155

DAVID FELDMAN WORLDWIDE, INC.  
450 7th Avenue - Ste 2803, New York, NY 10123 (212) 705-8585

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Videotaped deposition of ANDREW LIN taken  
on behalf of the Defendants, before  
Kimberly Reichert, Certified Shorthand Reporter No.  
10986 for the State of California, commencing at  
10:02 a.m. on Thursday, July 2, 2009, at Mayer Brown  
located at 350 South Grand Avenue, 25th Floor, Los  
Angeles, California.

1 APPEARANCES OF COUNSEL:

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3 witness:

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13 INC.:

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15 BY: BART E. VOLKMER, ESQ.  
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20 bvolkmer@wsgr.com

21 ALSO PRESENT: David Cavanaugh, Videographer

22

23

24

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1 I N D E X

2

3	WITNESS	EXAMINATION:	PAGE
4	ANDREW LIN	BY MR. VOLKMER	6, 77
5		BY MR. WILKENS	75

6

7 E X H I B I T S

8

9	EXHIBIT	DESCRIPTION	PAGE
10	Defendants'		
11	1	E-mail from Andrew Lin to Kevin Donahue dated March 16, 2006 (1 page)	35
12			
13	2	E-mail from Andrew Lin to Kevin Donahue top e-mail dated April 13, 2006 (1 page)	37
14			
15	3	E-mail thread provided by Google top e-mail dated May 5, 2006 (3 pages)	47
16			
17	4	E-mail from Andrew Lin to Kevin Donahue top e-mail dated May 21, 2006 (1 page)	61
18			
19	5	E-mail from Andrew Lin to Kevin Donahue top e-mail dated June 23, 2006 (2 pages)	67
20			
21	6	Article from The Wall Street Journal dated June 27, 2006 (5 pages)	70
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10:23:34 1 Q Anytime.

2 A To the best of my recollection, no.

3 Q And when you were employed at Paramount  
4 Vantage, you would use YouTube to promote Paramount

10:23:54 5 Vantage films; is that right?

6 MR. WILKENS: Objection as to form.

7 THE WITNESS: Again, to promote.

8 BY MR. VOLKMER:

9 Q I'll just make this a little easier.

10:24:12 10 When you were employed at Paramount  
11 Vantage, you would use YouTube in the course of your  
12 employment; correct?

13 A Correct.

14 Q And can you describe how you would use  
10:24:23 15 YouTube?

16 A How I would use YouTube? We created  
17 accounts and we would upload trailers mainly to the  
18 account. There were -- there was a person there by  
19 the name of Kevin Donahue who helped us put the clip  
10:25:10 20 onto the home page of YouTube. It was a -- I would  
21 say a symbiotic relationship. They were looking for  
22 content, good content, to help them, presumably, and  
23 we felt presumably that they could also help us.

24 Q By providing promotional opportunities for  
10:25:36 25 your films?

DAVID FELDMAN WORLDWIDE, INC.

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